

Exhibit A

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TABLE A: SUMMARY OF AFFIRMATIVE DEFENSES RAISED IN ECF No. 10		
No.	Defense	Comment
1	Failure to state a claim for relief	Not an affirmative defense
2	“No act or failure to act on the part of the Defendants violated any of Plaintiff’s constitutional rights.”	Not an affirmative defense
3	Plaintiff was afforded rights, privileges, and immunities	Not an affirmative defense
4	Plaintiff suffered no injury or damages by any acts or omission of the Defendants	Not an affirmative defense
5	Defendants acted in good faith	Not an affirmative defense and subsumed within qualified immunity doctrine.
6	Defendants did not act with willful, wanton, outrageous, reckless or malicious manner	Not an affirmative defense
7	Plaintiff’s claims for punitive damages are limited or barred as a matter of law	Not an affirmative defense
8	Proximate causation	Not an affirmative defense
9	Assumption of risk by refusing to comply with Morar’s commend to relocate	Assumption of risk does not apply here; not an affirmative defense
10	Defendants were not deliberately indifferent to constitutional rights	Not an affirmative defense
11	Defendants are immune	Addressed in Part V, <u>supra</u> .
12	Defendants did not act in bad faith or wantonly, recklessly, or maliciously	Not an affirmative defense
13	Good faith belief that probable cause existed	Addressed in Part II, <u>supra</u> .
14	Political Subdivision Tort Claims Act	Addressed in Part V, <u>supra</u> .
15	Residuary “every defense available” under the Civil Rights Act	Not an affirmative defense.
16	Plaintiff was treated in a proper and lawful manner	Not an affirmative defense
17	Qualified immunity	Addressed in Part V, <u>supra</u> .
18	Qualified immunity	Addressed in Part V, <u>supra</u> .
19	Proximate causation	Not an affirmative defense
20	Plaintiff failed to carry burden of proof	Not an affirmative defense
21	Plaintiff not deprived of liberty	Not an affirmative defense

22	Plaintiff was not deprived of liberty for the malicious prosecution claim.	Not an affirmative defense
23	Probable cause existed to arrest	Not an affirmative defense
24	No custom or policy of the City of Reading	Not an affirmative defense
25	City of Reading's policies and procedures are reasonable	Not an affirmative defense
26	City of Reading gave sufficient training	Not an affirmative defense
27	City of Reading gave sufficient training	Not an affirmative defense